

TimeWarner

July 7, 2005

Ms. Marlene H. Dortch
Office of the Secretary
Federal Communications Commission
445 12th St, SW
Washington, DC 20554

**Re: Notice of Ex Parte Presentations
IP-Enabled Services, WC Docket No. 04-36**

Dear Ms. Dortch,

On July 6, 2005, Steven Teplitz, Vice President and Associate General Counsel, Time Warner Inc.; Peter Stern, Executive Vice President for Product Management, Time Warner Cable ("TWC"); and the undersigned, met separately with Catherine Bohigian, Legal Advisor to Chairman Martin and Heather Dixon of the Media Bureau; Lauren Belvin, Acting Legal Advisor to Commissioner Abernathy; Jordan Goldstein and Jessica Rosenworcel, Legal Advisors to Commissioner Copps; Scott Bergman, Legal Advisor to Commissioner Adelstein; Tom Navin, Terri Natoli, Tim Stelzig and Ian Dillner of the Wireline Competition Bureau; and Donna Gregg, Roy Stewart, William Johnson, Deborah Klein, Mary Beth Murphy, Natalie Roisman, John Wong, Mike Lance, Priscilla Lee, and Alison Greenwald of the Media Bureau to discuss issues in the above-captioned proceeding.

During these meetings, we described the launch by Time Warner Cable of an IPTV trial in its San Diego division. Called "TWC Broadband TV," this service will enable existing video customers to view multichannel video programming on a broadband connected Windows PC within their home. Expected to last approximately six months and at no additional charge to eligible subscribers, the service for trial is an extension of TWC's video service providing subscribers with an additional outlet for their programming. It is a video simulcast – not a new tier – as customers will receive programming over IP that they have already paid for and receive via traditional video delivery.

The fact that TWC Broadband TV is an IP-enabled simulcast of TWC's traditional video service underscores the importance of like services being regulated in a similar manner. It would make little sense for a consumer to receive traditional cable service in one room of their house and IP-enabled video service in another, and have those two outlets be subject to different forms of regulation. As the Commission considers the appropriate regulatory framework for both voice and video IP-enabled services, we encourage the staff to focus on the level of competition within specific services rather than the technological platforms by which such services are delivered.

Pursuant to Section 1.1206(b) of the Commission's rules, a copy of this notice is being filed electronically in the above-captioned proceeding for inclusion in the public record. Should you have any questions, please do not hesitate to contact me.

Respectfully submitted,

/s/ Susan Mort

Susan Mort
Counsel
Time Warner Inc.

Time Warner Inc. • 800 Connecticut Ave, NW • Suite 1200 • Washington, DC 20006
www.timewarner.com

cc: Catherine Bohigian
Lauren Belvin
Jordan Goldstein
Jessica Rosenworcel
Scott Bergmann
Donna Gregg
Roy Stewart
William Johnson
Deborah Klein
Mary Beth Murphy
Natalie Roisman
John Wong
Mike Lance
Priscilla Lee
Alison Greenwald
Tom Navin
Terri Natoli
Tim Stelzig
Ian Dillner